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11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 TRUSTEES OF THE CONSTRUCTION
14 INDUSTRY AND LABORERS HEALTH
15 AND WELFARE TRUST; TRUSTEES OF
16 THE CONSTRUCTION INDUSTRY AND
17 LABORERS JOINT PENSION TRUST;
18 TRUSTEES OF THE CONSTRUCTION
19 INDUSTRY AND LABORERS VACATION
20 TRUST; AND THE TRUSTEES OF THE
21 SOUTHERN NEVADA LABORERS
22 LOCAL 872 TRAINING TRUST,

23 Case No. 2:12-CV-0353 MMD-GWF

24 **NOTICE OF SETTLEMENT, AND
25 REQUEST AND ORDER FOR STAY OF
26 PROCEEDINGS**

27 Plaintiffs,

28 vs.

29 INTERSTATE HOTEL INSTALLATION, a
30 Nevada corporation,

31 Defendant.

32 The Plaintiffs, Trustees of the Construction Industry and Laborers Health and Welfare
33 Trust, Trustees of the Construction Industry and Laborers Joint Pension Trust, Trustees of the
34 Construction Industry and Laborers Vacation Trust, and Trustees of the Southern Nevada
35 Laborers Local 872 Training Trust (collectively “Trust Funds”) and Defendant Interstate Hotel
36 Installation, a Nevada corporation, by and through their counsel of record, hereby give notice that
37

1 they have reached a settlement, and request that the Court take no further action in the case while
2 the parties take steps to finalize settlement.

3 The parties request that the Court stay all proceedings for 30 days, after which time, upon
4 full and final settlement of the case, the Trust Funds and Defendant will file a stipulated
5 dismissal.

6
7 BROWNSTEIN HYATT FARBER
SCHRECK, LLP

8 By /s/ Ryan C. Curtis

9 Adam P. Segal, Esq.
10 Ryan C. Curtis, Esq.
11 100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106-4614
Attorney for Plaintiffs

12 Dated: August 1, 2013

LIONEL SAWYER & COLLINS

By /s/ Gregory Smith (with permission)

Gregory Smith, Esq.
Doreen Spears Hartwell, Esq.
300 South Fourth St. 17th Floor
Las Vegas, Nevada 89101
Attorney for Defendant

Dated: August 1, 2013

13
14
15 **ORDER**

16 IT IS SO ORDERED.

17
18 **DISTRICT COURT JUDGE**

19 August 2, 2013
20 Dated: _____

CERTIFICATE OF SERVICE

Pursuant to Federal Rule of Civil Procedure 5(b), I certify that I am an employee of Brownstein Hyatt Farber Schreck, LLP and that on this 1st day of August, 2013, I served a true copy of the foregoing **NOTICE OF SETTLEMENT, AND REQUEST AND ORDER FOR STAY OF PROCEEDINGS** upon:

Gregory Smith, Esq.
Nevada Bar No. 1590
Doreen Spears Hartwell, Esq.
Nevada State Bar No. 7525
LIONEL SAWYER & COLLINS
300 South Fourth St. 17th Floor
Las Vegas, Nevada 89101

- a. **BY CM/ECF System**
- b. **BY U.S. MAIL** in a sealed envelope(s) mailed with postage thereon fully prepaid. I am readily familiar with Brownstein Hyatt Farber Schreck, LLP's practice of collection and processing correspondence for mailing. Under that practice, documents are deposited with the U.S. Postal Service on the same day which is stated in the proof of service, with postage fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date stated in this proof of service.
- c. **BY PERSONAL SERVICE.**
- d. **BY DIRECT EMAIL.**
- e. **BY FACSIMILE TRANSMISSION.**

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Christina Neely

An Employee of Brownstein Hyatt Farber Schreck, LLP